

State of Wisconsin
2005 - 2006 LEGISLATURE

RMR
LRB-1258/37 4
MGG:wlj:rs

DOA:.....Statz, BB0314 - Increase in hunting and fishing fees and approval changes

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

11:00
please

DoNotGen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

from \$1 to \$2 NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

This bill increases the fees for the following fish and game licenses by \$6 or more: resident deer hunting licenses, resident archer hunting licenses, resident sports licenses, and husband and wife resident fishing licenses. A resident sports licence is a combination license that includes the privileges of resident deer, small game, and fishing licenses. A husband and wife resident fishing license confers the privileges of an annual resident fishing license on a married couple who are residents. The bill increases or decreases the fees for other fish and hunting licenses and stamps and for duplicates of certain licenses by \$3 or less.

The bill also increases the wildlife damage surcharge, which is added to the base fee for most hunting licenses, by \$1.50. The bill increases the wildlife damage surcharge that is issued for conservation patron licenses by \$2. The wildlife damage surcharge is generally used for the funding of the wildlife damage program that compensates farmers for damages caused by deer, geese, bear, and turkey. A conservation patron license is a combination license that includes the privileges under a sports license, plus additional privileges authorized by fishing and hunting licenses and stamps. For residents, it also includes the privileges of a trapping license.

from \$2 to \$40

Under current law, no person may hunt waterfowl or pheasant without a license authorizing the hunting of small game (underlying license) that is issued by DNR and a waterfowl or pheasant hunting stamp, also issued by DNR, which is attached to or imprinted on the license. DNR charges a fee for both the hunting license and the stamp. This bill creates a grouse and woodcock hunting stamp which, with certain exceptions, must be attached to, or imprinted on, the underlying license in order for a person to hunt ruffed grouse or woodcock. The bill establishes a fee for this stamp. The moneys received by DNR from these fees is appropriated for the development and management of the ruffed grouse and woodcock populations within the state.

The bill requires that lake sturgeon that are taken by hook and line, instead of by spearing, be tagged with a sturgeon hook and line tag issued by DNR. The bill establishes a fee for this tag. The moneys received by DNR from these fees is appropriated for managing the lake sturgeon fishery in inland lakes.

Holders of conservation patron licenses are not required to purchase grouse and woodcock hunting stamps or sturgeon hook and line tags.

Under current law, DNR issues wild turkey hunting licenses and tags according to a cumulative preference system. Under the system, priority is given to license applicants based on residency, land ownership, and the receipt of licenses for earlier seasons. One tag is issued for each license. Before using the preference system, DNR allocates a certain number of wild turkey hunting tags for each wild turkey hunting zone that it establishes and for certain time periods it establishes during the wild turkey hunting seasons. Applicants apply for a specific zone or specific time period and the preference system is used separately in each zone and for each time period. In a zone where or for a time period when the number of applicants does not exceed the number of tags available and there are surplus tags, the bill authorizes DNR to issue these surplus tags. The bill establishes a fee for these tags.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 20.370 (1) (hx) of the statutes is created to read:

2 20.370 (1) (hx) *Grouse and woodcock restoration.* All moneys received under
3 s. 29.191 (3) (c) for developing, managing, preserving, restoring, and maintaining the
4 wild ruffed grouse and woodcock population in the state.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5 **SECTION 2.** 20.370 (4) (ku) of the statutes is amended to read:

1 20.370 (4) (ku) *Great Lakes trout and salmon*. All moneys received under ss.
2 ~~29.191 (5)~~, 29.219 (3) (c) and, 29.228 (7) (c), and 29.2285 (2) to provide additional
3 funding for the trout and salmon rearing and stocking program for outlying waters
4 and to administer s. 29.191 (5).

5 **SECTION 3.** 20.370 (4) (kv) of the statutes is amended to read:

6 20.370 (4) (kv) *Trout habitat improvement*. All moneys received under s. ~~29.191~~
7 ~~(4)~~ 29.2285 (1) for improving and maintaining trout habitat in inland trout waters,
8 for conducting trout surveys in inland trout waters and for administering that
9 section.

10 **SECTION 4.** 20.370 (4) (ky) of the statutes is created to read:

11 20.370 (4) (ky) *Sturgeon stock and habitat*. All moneys received under s.
12 29.2285 (3) for assessing and managing the lake sturgeon stock and fishery in inland
13 waters, as defined in s. 29.001 (45), for improving and maintaining lake sturgeon
14 habitat in those inland waters, and for administering s. 29.2285 (3).

 ***NOTE: This SECTION involves a change in an appropriation that must be
 reflected in the revised schedule in s. 20.005, stats.

15 **SECTION 5.** 29.024 (10) of the statutes is amended to read:

16 29.024 (10) STAMPS; ARTWORK. The department may design and produce
17 waterfowl hunting stamps, pheasant hunting stamps, grouse and woodcock hunting
18 stamps, wild turkey hunting stamps, inland waters trout stamps and Great Lakes
19 trout and salmon stamps. The department may select artwork for stamps through
20 a contest or otherwise may acquire original artwork for stamps.

21 **SECTION 6.** 29.164 (title) of the statutes is amended to read:

22 **29.164 (title) Wild turkey hunting license approvals.**

23 **SECTION 7.** 29.164 (2) (c) 2. of the statutes is amended to read:

1 29.164 (2) (c) 2. If the department establishes a wild turkey hunting zone where
2 or a season time period during which wild turkey hunting is permitted, no person
3 may hunt wild turkeys in that wild turkey hunting zone or during that season time
4 period unless the person has a wild turkey hunting license ~~that is valid for that zone~~
5 ~~and that has a valid wild turkey hunting stamp attached or imprinted in the manner~~
6 ~~required by the rule promulgated under s. 29.024 (5) (a) 3~~ as required under subd.
7 1. and unless the person has a wild turkey hunting tag that is valid for that zone and
8 that time period.

9 **SECTION 8.** 29.164 (3) (a) of the statutes is renumbered 29.164 (3) (a) 1. and
10 amended to read:

11 29.164 (3) (a) 1. If the department requires wild turkey hunting licenses under
12 sub. (2) (a) and the number of applications for wild turkey hunting licenses tags for
13 a given wild turkey hunting zone or a given wild turkey hunting season time period
14 exceeds the number of available wild turkey hunting licenses tags allocated by the
15 department for that zone or that season time period, the department shall issue wild
16 turkey hunting licenses and tags for that zone or that season time period according
17 to the cumulative preference system under this subsection.

18 **SECTION 9.** 29.164 (3) (a) 2. of the statutes is created to read:

19 29.164 (3) (a) 2. If the department requires wild turkey hunting licenses under
20 sub. (2) (a) and the number of applications for wild turkey hunting tags for a given
21 wild turkey hunting zone or a given wild turkey hunting season time period does not
22 exceed the number of available wild turkey hunting tags allocated by the department
23 for that zone or that season time period, the department shall issue a wild turkey
24 hunting license and tag to each applicant.

25 **SECTION 10.** 29.164 (3) (e) of the statutes is amended to read:

1 29.164 (3) (e) *Notification; issuance; payment.* The department shall issue a
2 notice of approval to those qualified applicants selected to receive a wild turkey
3 hunting license and tag under par. (a). A person who receives a notice of approval
4 and who pays the license fee in the manner required by the department shall be
5 issued a wild turkey hunting license and tag. The department may not charge a fee
6 for a tag that is issued under this paragraph.

7 **SECTION 11.** 29.164 (4) (title) of the statutes is amended to read:

8 29.164 (4) (title) WILD TURKEY HUNTING STAMPS; ADDITIONAL TAGS.

9 **SECTION 12.** 29.164 (4) (b) of the statutes is repealed and recreated to read:

10 29.164 (4) (b) *Additional tags.* The department may issue the wild turkey
11 hunting tags that were allocated for a given wild turkey hunting zone or season time
12 period under sub. (3) (a) 2. but that were not issued. The department shall charge
13 the fee specified in s. 29.563 (2) (f) or (g) for each of these additional tags. The
14 issuance of a tag under this paragraph does not affect the priority that the person
15 receiving the tag may have under the cumulative preference system.

16 **SECTION 13.** 29.191 (title) of the statutes is repealed and recreated to read:

17 **29.191 (title) Hunting stamps.**

18 **SECTION 14.** 29.191 (3) of the statutes is created to read:

19 29.191 (3) GROUSE AND WOODCOCK HUNTING STAMP. (a) *Requirement.* 1. Except
20 as provided in subd. 2., no person may hunt ruffed grouse or woodcock unless he or
21 she has a valid conservation patron license, or has a valid grouse and woodcock
22 hunting stamp that, in the manner required by the rule promulgated under s. 29.024
23 (5) (a) 3., is attached to or imprinted on the person's hunting license that authorizes
24 the hunting of small game or to the person's sports license.

1 2. Any person who is exempt from the requirement to have a license
2 authorizing the hunting of small game or who is not required to pay a fee for a license
3 authorizing the hunting of small game is exempt from the requirement under subd.

4 1.

5 (b) *Issuance.* The grouse and woodcock hunting stamp shall be issued by the
6 department subject to s. 29.024.

7 (c) *Use of moneys from fees.* The fees collected under this subsection shall be
8 credited to the appropriation under s. 20.370 (1) (hx).

9 **SECTION 15.** 29.191 (4) of the statutes is renumbered 29.2285 (1).

10 **SECTION 16.** 29.191 (5) of the statutes is renumbered 29.2285 (2).

11 **SECTION 17.** 29.192 (4) of the statutes is amended to read:

12 29.192 (4) If the department decides to limit the number of ~~hunters or trappers~~
13 persons taking Canada geese, sharp-tailed grouse, fishers, otters, bobcats or
14 sturgeon by issuing permits and if the number of persons seeking the permits
15 exceeds the number of available permits, the department shall issue the permits
16 according to a cumulative preference system established by the department. The
17 department shall give a preference point to each applicant for each previous season
18 for which the applicant applied but was not issued a permit. The system shall
19 establish preference categories for these applicants, with higher priority given to
20 those categories with more points than those with fewer points. Applicants who fail
21 to apply at least once during any 3 consecutive years shall lose all previously
22 accumulated preference points. If the number of applicants within a preference
23 category or a subcategory exceeds the number of permits available in the category
24 or subcategory, the department shall select at random within the category or
25 subcategory the applicants to be issued the permits.

1 **SECTION 18.** 29.219 (3) (b) of the statutes is amended to read:

2 29.219 (3) (b) *Authorization.* Unless otherwise specifically prohibited, a
3 resident 2-day sports fishing license only authorizes fishing in outlying trout and
4 salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

5 **SECTION 19.** 29.228 (7) (b) of the statutes is amended to read:

6 29.228 (7) (b) *Authorization.* Unless otherwise specifically prohibited, a
7 nonresident 2-day sports fishing license only authorizes fishing in outlying trout
8 and salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

9 **SECTION 20.** 29.2285 (title) of the statutes is created to read:

10 **29.2285 (title) Fishing stamps and tags.**

11 **SECTION 21.** 29.2285 (3) of the statutes is created to read:

12 29.2285 (3) STURGEON HOOK AND LINE TAGS. (a) *Requirement.* No person may
13 possess a lake sturgeon taken by hook and line from the waters of the state unless
14 he or she is issued one or more sturgeon hook and line tags.

15 (b) *Issuance.* The department shall issue sturgeon hook and line tags to each
16 person holding or applying for a fishing license or a sports license if the person
17 intends to possess a lake sturgeon taken by hook and line in the waters of the state.

18 (c) *Tagging requirement.* Any person having taken a lake sturgeon by means
19 of a hook and line shall immediately attach a current, validated sturgeon hook and
20 line tag issued to that person to the tail of the sturgeon. No person may possess,
21 control, store, or transport a lake sturgeon carcass unless it is tagged as required
22 under this paragraph.

23 (d) *License requirement.* Any person fishing for lake sturgeon shall hold a
24 license authorizing the fishing or shall be exempt from holding such a license under
25 s. 29.219 (1) (b) 1. or 2. or 29.228 (1) (b).

1 (e) *Use of moneys from fees.* The department shall deposit the receipts from the
2 sale of sturgeon hook and line tags issued under this subsection into the conservation
3 fund and shall credit these receipts to the appropriation account under s. 20.370 (4)
4 (ky).

5 **SECTION 22.** 29.229 (2) (k) of the statutes is created to read:

6 29.229 (2) (k) Sturgeon hook and line tags.

7 **SECTION 23.** 29.229 (5) of the statutes is amended to read:

8 29.229 (5) RESTRICTIONS ON APPROVALS. A person who is fishing under the
9 authority of an approval issued under this section shall be subject to the same
10 conditions, limitations, and restrictions as are imposed on the equivalent approval
11 issued under ~~s. ss. 29.191(4), 29.219, 29.228, 29.2285 (1), and 29.231~~, including bag
12 limits, size limits, rest days, and closed seasons.

13 **SECTION 24.** 29.2295 (2) (m) of the statutes is created to read:

14 29.2295 (2) (m) Sturgeon hook and line tags.

15 **SECTION 25.** 29.235 (2) of the statutes is amended to read:

16 29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES.

17 A resident conservation patron license confers upon the licensee all the combined
18 privileges conferred by a resident small game hunting license, a resident deer
19 hunting license, a resident wild turkey hunting license, a resident archer hunting
20 license, a waterfowl hunting stamp, a pheasant hunting stamp, a grouse and
21 woodcock hunting stamp, a wild turkey hunting stamp, a resident annual fishing
22 license, an inland waters trout stamp, a Great Lakes trout and salmon stamp, a
23 sturgeon hook and line tag, and a trapping license.

24 **SECTION 26.** 29.235 (2m) of the statutes is amended to read:

1 29.235 (2m) AUTHORIZATION; NONRESIDENT HUNTING AND FISHING PRIVILEGES. A
2 nonresident conservation patron license confers upon the licensee all the combined
3 privileges conferred by a nonresident small game hunting license, a nonresident deer
4 hunting license, a nonresident wild turkey hunting license, a nonresident archer
5 hunting license, a waterfowl hunting stamp, a pheasant hunting stamp, a grouse and
6 woodcock hunting stamp, a wild turkey hunting stamp, a nonresident annual fishing
7 license, an inland waters trout stamp, and a Great Lakes trout and salmon stamp,
8 and a sturgeon hook and line tag.

9 SECTION 27. 29.401 (2m) of the statutes is amended to read:

10 29.401 (2m) The department may not promulgate or enforce a rule that
11 prohibits persons from possessing barbed hooks while fishing for trout in inland
12 trout waters, as defined in s. ~~29.191 (4)~~ 29.2285 (1) (a), during the period beginning
13 on January 1 and ending on the Friday immediately preceding the first Saturday in
14 the following May.

15 SECTION 28. 29.559 (1) (c) of the statutes is created to read:

16 29.559 (1) (c) Any person, including the department, who issues a wild turkey
17 hunting tag under s. 29.164 (4) (b) or a sturgeon hook and line tag under s. 29.2285
18 (3) (b) shall collect, in addition to the statutory fee, and issuing fee for each tag that
19 the person is issued. A person appointed under s. 29.024 (6) (a) 2., 3., or 4. may retain
20 15 cents for each issuing fee of each tag to compensate for services in issuing the tag.

21 SECTION 29. 29.563 (2) (a) 1. of the statutes is amended to read:

22 29.563 (2) (a) 1. Small game: \$14.25 ~~\$16.75~~ \$17.25

23 SECTION 30. 29.563 (2) (a) 2. of the statutes is amended to read: \$7.25

24 29.563 (2) (a) 2. Small game issued to a resident senior citizen: \$6.25 ~~\$6.75~~

25 SECTION 31. 29.563 (2) (a) 4. of the statutes is amended to read:

29.563 (2) (a) 4. Small game issued to 12-year-olds to 17-year-olds: \$7.25

~~\$5.75~~ \$6.025

SECTION 32. 29.563 (2) (a) 5. of the statutes is amended to read:

29.563 (2) (a) 5. Deer: \$18.25 ~~\$28.75~~ \$29.025

SECTION 33. 29.563 (2) (a) 5m. of the statutes is amended to read:

29.563 (2) (a) 5m. Elk: \$43.25 ~~\$41.75~~ \$42.025

SECTION 34. 29.563 (2) (a) 6. of the statutes is amended to read:

29.563 (2) (a) 6. Class A bear: \$43.25 ~~\$45.75~~ \$46.025

SECTION 35. 29.563 (2) (a) 7. of the statutes is amended to read:

29.563 (2) (a) 7. Class B bear: \$12.25 ~~\$10.75~~ \$16.025

SECTION 36. 29.563 (2) (a) 8. of the statutes is amended to read:

29.563 (2) (a) 8. Archer: \$18.25 ~~\$28.75~~ \$29.025

SECTION 37. 29.563 (2) (a) 9. of the statutes is amended to read:

29.563 (2) (a) 9. Wild turkey: \$11.25 ~~\$11.75~~ \$12.025

SECTION 38. 29.563 (2) (b) 1. of the statutes is amended to read:

29.563 (2) (b) 1. Annual small game: \$78.25 ~~\$76.75~~ \$77.025

SECTION 39. 29.563 (2) (b) 2. of the statutes is amended to read:

29.563 (2) (b) 2. Five-day small game: \$48.25 ~~\$46.75~~ \$47.025

SECTION 40. 29.563 (2) (b) 3. of the statutes is amended to read:

29.563 (2) (b) 3. Deer: \$158.25 ~~\$156.75~~ \$157.025

SECTION 41. 29.563 (2) (b) 3m. of the statutes is amended to read:

29.563 (2) (b) 3m. Elk: \$249.25 ~~\$247.75~~ \$248.025

SECTION 42. 29.563 (2) (b) 4. of the statutes is amended to read:

29.563 (2) (b) 4. Class A bear: \$249.25 ~~\$247.75~~ \$248.025

SECTION 43. 29.563 (2) (b) 5. of the statutes is amended to read:

29.563 (2) (b) 5. Class B bear: \$108.25 ~~\$106.75~~ \$107.25

SECTION 44. 29.563 (2) (b) 6. of the statutes is amended to read:

29.563 (2) (b) 6. Archer: \$158.25 ~~\$156.75~~ \$157.25

SECTION 45. 29.563 (2) (b) 7. of the statutes is amended to read:

29.563 (2) (b) 7. Fur-bearing animal: \$158.25 ~~\$156.75~~ \$157.25

SECTION 46. 29.563 (2) (b) 8. of the statutes is amended to read:

29.563 (2) (b) 8. Wild turkey: \$58.25 ~~\$56.75~~ \$57.25

SECTION 47. 29.563 (2) (e) 2. of the statutes is amended to read:

29.563 (2) (e) 2. Pheasant: \$7 \$9.75.

SECTION 48. 29.563 (2) (e) 3. of the statutes is amended to read:

29.563 (2) (e) 3. Waterfowl: \$6.75 \$9.75.

SECTION 49. 29.563 (2) (e) 4. of the statutes is created to read:

29.563 (2) (e) 4. Grouse and woodcock. \$9.75.

SECTION 50. 29.563 (2) (f) of the statutes is created to read:

29.563 (2) (f) *Resident tags*. Each additional wild turkey hunting tag issued to a resident under s. 29.164 (4) (b): \$9.75.

SECTION 51. 29.563 (2) (g) of the statutes is created to read:

29.563 (2) (g) *Nonresident tags*. Each additional wild turkey hunting tag issued to a nonresident under s. 29.164 (4) (b): \$14.75.

SECTION 52. 29.563 (3) (a) 1. of the statutes is amended to read:

29.563 (3) (a) 1. Annual: \$16.25 \$19.25.

SECTION 53. 29.563 (3) (a) 2. of the statutes is amended to read:

29.563 (3) (a) 2. Annual fishing issued to a resident senior citizen: ~~\$6.25~~ \$9.25.

SECTION 54. 29.563 (3) (a) 3. of the statutes is amended to read:

29.563 (3) (a) 3. Husband and wife: \$28.25 \$34.25.

SECTION 55. 29.563 (3) (a) 7. of the statutes is amended to read:

29.563 (3) (a) 7. Annual or temporary fishing issued to a disabled person under s. 29.193 (3) (a) or (b) or (3m): ~~\$6.25~~ \$9.25.

SECTION 56. 29.563 (3) (c) 1. of the statutes is amended to read:

29.563 (3) (c) 1. Inland waters trout: ~~\$7~~ \$9.75.

SECTION 57. 29.563 (3) (cm) of the statutes is created to read:

29.563 (3) (cm) *Tags*. 1. Sturgeon hook and line issued to a resident: \$19.75.

2. Sturgeon hook and line issued to nonresident: \$49.75.

SECTION 58. 29.563 (4) (a) 1. of the statutes is amended to read:

29.563 (4) (a) 1. Sports: ~~\$43.25~~ ~~\$60.75~~ ^{\$66.25} or a greater amount at the applicant's option.

SECTION 59. 29.563 (4) (a) 2. of the statutes is amended to read:

29.563 (4) (a) 2. Conservation patron: ~~\$137.25~~ \$135.25 or a greater amount at the applicant's option.

SECTION 60. 29.563 (4) (b) 1. of the statutes is amended to read:

29.563 (4) (b) 1. Sports: ~~\$273.25~~ ~~\$271.75~~ ^{\$272.25} or a greater amount at the applicant's option.

SECTION 61. 29.563 (4) (b) 2. of the statutes is amended to read:

29.563 (4) (b) 2. Conservation patron: ~~\$597.25~~ \$595.25 or a greater amount at the applicant's option.

SECTION 62. 29.563 (12) (a) 1. of the statutes is amended to read:

29.563 (12) (a) 1. Deer: ~~\$12.25~~ \$14.25.

SECTION 63. 29.563 (12) (a) 2. of the statutes is amended to read:

29.563 (12) (a) 2. Archer, sports or conservation patron: ~~\$12.25~~ \$14.25 if deer tags are included; ~~\$9.25~~ \$11.25 after open season and deer tags are not included.

1 **SECTION 64.** 29.563 (12) (a) 3. of the statutes is amended to read:

2 29.563 (12) (a) 3. Other hunting: ~~\$7.25~~ \$9.25.

3 **SECTION 65.** 29.563 (13) (a) of the statutes is amended to read:

4 29.563 (13) (a) *Surcharge generally.* The surcharge for approvals listed under
5 subs. (2) (a) 1., 2. and 4. to 9. and (b) 1. to 8. and (4) (a) 1. and 1m. and (b) 1. and 1m.
6 is ~~\$1~~ \$2.50 and shall be added to the fee specified for these approvals under subs. (2)
7 and (4).

8 **SECTION 66.** 29.563 (13) (b) of the statutes is amended to read:

9 29.563 (13) (b) *Surcharge for conservation patron license.* The surcharge for
10 licenses listed under sub. (4) (a) 2. and 2m. and (b) 2. and 2m. is ~~\$2~~ \$4 and shall be
11 added to the fee specified for these approvals under sub. (4).

12 **SECTION 67.** 29.563 (14) (c) 6. of the statutes is created to read:

13 29.563 (14) (c) 6. Each wild turkey hunting tag issued under s. 29.164 (4) (b)
14 or sturgeon hook and line tag issued under s. 29.2285 (3) (b): 25 cents.

15 **SECTION 68.** 70.111 (3m) of the statutes is amended to read:

16 70.111 (3m) CHARTER SPORT FISHING BOATS. Motorboats, and the equipment
17 used on them, which are regularly employed in carrying persons for hire for sport
18 fishing in and upon the outlying waters, as defined in s. 29.001 (63), and the rivers
19 and tributaries specified in s. ~~29.191 (5)~~ 29.2285 (2) (a) 1. and 2. if the owner and all
20 operators are licensed under s. 29.512 or under s. 29.514 or both and by the U.S. coast
21 guard to operate the boat for that purpose.

22 **SECTION 9135. Nonstatutory provisions; natural resources.**

23 (1) TURKEY HUNTING APPROVALS; RULES. Using the procedure under section
24 227.24 of the statutes, the department of natural resources may promulgate rules
25 implementing section 29.164 of the statutes, as affected by this act, for the period

1 before the date on which permanent rules take effect, but not to exceed the period
2 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
3 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of natural
4 resources is not required to provide evidence that promulgating a rule under this
5 subsection as an emergency rule is necessary for the preservation of the public peace,
6 health, safety, or welfare and is not required to provide a finding of emergency for a
7 rule promulgated under this subsection.

8 **SECTION 9435. Effective dates; natural resources.**

9 (1) TURKEY HUNTING APPROVALS. The treatment of sections 29.164 (title), (2) (c)
10 2., (3) (e), (4) (title) and (b), 29.559 (1) (c), 29.563 (2) (f) and (g) and (14) (c) 6. of the
11 statutes, the renumbering and amendment of section 29.164 (3) (a) of the statutes,
12 and the creation of section 29.164 (3) (a) 2. of the statutes take effect on March 1,
13 2006.

14 (2) GROUSE AND WOODCOCK HUNTING STAMP. The treatment of sections 20.370 (1)
15 (hx), 29.024 (10), 29.191 (3), 29.235 (2) and (2m), and 29.563 (2) (e) 4. of the statutes
16 takes effect on March 1, 2006.

17 (3) STURGEON HOOK AND LINE TAGS. The treatment of sections 20.370 (4) (ku),
18 (kv), and (ky), 29.191 (title), (4), and (5), 29.219 (3) (b), 29.228 (7) (b), 29.2285 (title)
19 and (3), 29.229 (2) (k) and (5), 29.2295 (2) (m), 29.235 (2) and (2m), 29.401 (2m),
20 29.559 (1) (c), 29.563 (3) (cm) and (14) (c) 6., and 70.111 (3m) of the statutes takes
21 effect on March 1, 2006.

22 (END)



State of Wisconsin
2005 - 2006 LEGISLATURE

15
LRB-1258/A

MGG:wlj:jf

only
1 change

DOA:.....Statz, BB0314 - Increase in hunting and fishing fees and approval changes

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

Now
please

1 AN ACT ^{Do Not Gen}...; relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

This bill increases the fees for the following fish and game licenses by \$6 or more: resident deer hunting licenses, resident archer hunting licenses, resident sports licenses, and husband and wife resident fishing licenses. A resident sports licence is a combination license that includes the privileges of resident deer, small game, and fishing licenses. A husband and wife resident fishing license confers the privileges of an annual resident fishing license on a married couple who are residents. The bill increases or decreases the fees for other fish and hunting licenses and stamps and for duplicates of certain licenses by \$3 or less.

The bill also increases the wildlife damage surcharge, which is added to the base fee for most hunting licenses, from \$1 to \$2. The bill increases the wildlife damage surcharge that is issued for conservation patron licenses from \$2 to \$4. The wildlife damage surcharge is generally used for the funding of the wildlife damage program that compensates farmers for damages caused by deer, geese, bear, and turkey. A conservation patron license is a combination license that includes the privileges under a sports license, plus additional privileges authorized by fishing and hunting licenses and stamps. For residents, it also includes the privileges of a trapping license.

Under current law, no person may hunt waterfowl or pheasant without a license authorizing the hunting of small game (underlying license) that is issued by DNR and a waterfowl or pheasant hunting stamp, also issued by DNR, which is attached to or imprinted on the license. DNR charges a fee for both the hunting license and the stamp. This bill creates a grouse and woodcock hunting stamp which, with certain exceptions, must be attached to, or imprinted on, the underlying license in order for a person to hunt ruffed grouse or woodcock. The bill establishes a fee for this stamp. The moneys received by DNR from these fees is appropriated for the development and management of the ruffed grouse and woodcock populations within the state.

The bill requires that lake sturgeon that are taken by hook and line, instead of by spearing, be tagged with a sturgeon hook and line tag issued by DNR. The bill establishes a fee for this tag. The moneys received by DNR from these fees is appropriated for managing the lake sturgeon fishery in inland lakes.

Holders of conservation patron licenses are not required to purchase grouse and woodcock hunting stamps or sturgeon hook and line tags.

Under current law, DNR issues wild turkey hunting licenses and tags according to a cumulative preference system. Under the system, priority is given to license applicants based on residency, land ownership, and the receipt of licenses for earlier seasons. One tag is issued for each license. Before using the preference system, DNR allocates a certain number of wild turkey hunting tags for each wild turkey hunting zone that it establishes and for certain time periods it establishes during the wild turkey hunting seasons. Applicants apply for a specific zone or specific time period and the preference system is used separately in each zone and for each time period. In a zone where or for a time period when the number of applicants does not exceed the number of tags available and there are surplus tags, the bill authorizes DNR to issue these surplus tags. The bill establishes a fee for these tags.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 20.370 (1) (hx) of the statutes is created to read:

2 20.370 (1) (hx) *Grouse and woodcock restoration.* All moneys received under
3 s. 29.191 (3) (c) for developing, managing, preserving, restoring, and maintaining the
4 wild ruffed grouse and woodcock population in the state.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5 **SECTION 2.** 20.370 (4) (ku) of the statutes is amended to read:

1 20.370 (4) (ku) *Great Lakes trout and salmon*. All moneys received under ss.
2 ~~29.191 (5), 29.219 (3) (c) and, 29.228 (7) (c), and 29.2285 (2)~~ to provide additional
3 funding for the trout and salmon rearing and stocking program for outlying waters
4 and to administer s. 29.191 (5).

5 **SECTION 3.** 20.370 (4) (kv) of the statutes is amended to read:

6 20.370 (4) (kv) *Trout habitat improvement*. All moneys received under s. ~~29.191~~
7 (4) 29.2285 (1) for improving and maintaining trout habitat in inland trout waters,
8 for conducting trout surveys in inland trout waters and for administering that
9 section.

10 **SECTION 4.** 20.370 (4) (ky) of the statutes is created to read:

11 20.370 (4) (ky) *Sturgeon stock and habitat*. All moneys received under s.
12 29.2285 (3) for assessing and managing the lake sturgeon stock and fishery in inland
13 waters, as defined in s. 29.001 (45), for improving and maintaining lake sturgeon
14 habitat in those inland waters, and for administering s. 29.2285 (3).

 ***NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

15 **SECTION 5.** 29.024 (10) of the statutes is amended to read:

16 29.024 (10) **STAMPS; ARTWORK**. The department may design and produce
17 waterfowl hunting stamps, pheasant hunting stamps, grouse and woodcock hunting
18 stamps, wild turkey hunting stamps, inland waters trout stamps and Great Lakes
19 trout and salmon stamps. The department may select artwork for stamps through
20 a contest or otherwise may acquire original artwork for stamps.

21 **SECTION 6.** 29.164 (title) of the statutes is amended to read:

22 **29.164 (title) Wild turkey hunting license approvals.**

23 **SECTION 7.** 29.164 (2) (c) 2. of the statutes is amended to read:

1 29.164 (2) (c) 2. If the department establishes a wild turkey hunting zone where
2 or a season time period during which wild turkey hunting is permitted, no person
3 may hunt wild turkeys in that wild turkey hunting zone or during that season time
4 period unless the person has a wild turkey hunting license ~~that is valid for that zone~~
5 and ~~that has a valid wild turkey hunting stamp attached or imprinted in the manner~~
6 ~~required by the rule promulgated under s. 29.024 (5) (a) 3~~ as required under subd.
7 1. and unless the person has a wild turkey hunting tag that is valid for that zone and
8 that time period.

9 **SECTION 8.** 29.164 (3) (a) of the statutes is renumbered 29.164 (3) (a) 1. and
10 amended to read:

11 29.164 (3) (a) 1. If the department requires wild turkey hunting licenses under
12 sub. (2) (a) and the number of applications for wild turkey hunting licenses tags for
13 a given wild turkey hunting zone or a given wild turkey hunting season time period
14 exceeds the number of available wild turkey hunting licenses tags allocated by the
15 department for that zone or that season time period, the department shall issue wild
16 turkey hunting licenses and tags for that zone or that season time period according
17 to the cumulative preference system under this subsection.

18 **SECTION 9.** 29.164 (3) (a) 2. of the statutes is created to read:

19 29.164 (3) (a) 2. If the department requires wild turkey hunting licenses under
20 sub. (2) (a) and the number of applications for wild turkey hunting tags for a given
21 wild turkey hunting zone or a given wild turkey hunting season time period does not
22 exceed the number of available wild turkey hunting tags allocated by the department
23 for that zone or that season time period, the department shall issue a wild turkey
24 hunting license and tag to each applicant.

25 **SECTION 10.** 29.164 (3) (e) of the statutes is amended to read:

1 29.164 (3) (e) *Notification; issuance; payment.* The department shall issue a
2 notice of approval to those qualified applicants selected to receive a wild turkey
3 hunting license and tag under par. (a). A person who receives a notice of approval
4 and who pays the license fee in the manner required by the department shall be
5 issued a wild turkey hunting license and tag. The department may not charge a fee
6 for a tag that is issued under this paragraph.

7 **SECTION 11.** 29.164 (4) (title) of the statutes is amended to read:

8 29.164 (4) (title) WILD TURKEY HUNTING STAMPS; ADDITIONAL TAGS.

9 **SECTION 12.** 29.164 (4) (b) of the statutes is repealed and recreated to read:

10 29.164 (4) (b) *Additional tags.* The department may issue the wild turkey
11 hunting tags that were allocated for a given wild turkey hunting zone or season time
12 period under sub. (3) (a) 2. but that were not issued. The department shall charge
13 the fee specified in s. 29.563 (2) (f) or (g) for each of these additional tags. The
14 issuance of a tag under this paragraph does not affect the priority that the person
15 receiving the tag may have under the cumulative preference system.

16 **SECTION 13.** 29.191 (title) of the statutes is repealed and recreated to read:

17 **29.191 (title) Hunting stamps.**

18 **SECTION 14.** 29.191 (3) of the statutes is created to read:

19 29.191 (3) GROUSE AND WOODCOCK HUNTING STAMP. (a) *Requirement.* 1. Except
20 as provided in subd. 2., no person may hunt ruffed grouse or woodcock unless he or
21 she has a valid conservation patron license, or has a valid grouse and woodcock
22 hunting stamp that, in the manner required by the rule promulgated under s. 29.024
23 (5) (a) 3., is attached to or imprinted on the person's hunting license that authorizes
24 the hunting of small game or to the person's sports license.

1 2. Any person who is exempt from the requirement to have a license
2 authorizing the hunting of small game or who is not required to pay a fee for a license
3 authorizing the hunting of small game is exempt from the requirement under subd.
4 1.

5 (b) *Issuance.* The grouse and woodcock hunting stamp shall be issued by the
6 department subject to s. 29.024.

7 (c) *Use of moneys from fees.* The fees collected under this subsection shall be
8 credited to the appropriation under s. 20.370 (1) (hx).

9 **SECTION 15.** 29.191 (4) of the statutes is renumbered 29.2285 (1).

10 **SECTION 16.** 29.191 (5) of the statutes is renumbered 29.2285 (2).

11 **SECTION 17.** 29.192 (4) of the statutes is amended to read:

12 29.192 (4) If the department decides to limit the number of ~~hunters or trappers~~
13 persons taking Canada geese, sharp-tailed grouse, fishers, otters, bobcats or
14 sturgeon by issuing permits and if the number of persons seeking the permits
15 exceeds the number of available permits, the department shall issue the permits
16 according to a cumulative preference system established by the department. The
17 department shall give a preference point to each applicant for each previous season
18 for which the applicant applied but was not issued a permit. The system shall
19 establish preference categories for these applicants, with higher priority given to
20 those categories with more points than those with fewer points. Applicants who fail
21 to apply at least once during any 3 consecutive years shall lose all previously
22 accumulated preference points. If the number of applicants within a preference
23 category or a subcategory exceeds the number of permits available in the category
24 or subcategory, the department shall select at random within the category or
25 subcategory the applicants to be issued the permits.

1 **SECTION 18.** 29.219 (3) (b) of the statutes is amended to read:

2 29.219 (3) (b) *Authorization.* Unless otherwise specifically prohibited, a
3 resident 2-day sports fishing license only authorizes fishing in outlying trout and
4 salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

5 **SECTION 19.** 29.228 (7) (b) of the statutes is amended to read:

6 29.228 (7) (b) *Authorization.* Unless otherwise specifically prohibited, a
7 nonresident 2-day sports fishing license only authorizes fishing in outlying trout
8 and salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

9 **SECTION 20.** 29.2285 (title) of the statutes is created to read:

10 **29.2285 (title) Fishing stamps and tags.**

11 **SECTION 21.** 29.2285 (3) of the statutes is created to read:

12 29.2285 (3) STURGEON HOOK AND LINE TAGS. (a) *Requirement.* No person may
13 possess a lake sturgeon taken by hook and line from the waters of the state unless
14 he or she is issued one or more sturgeon hook and line tags.

15 (b) *Issuance.* The department shall issue sturgeon hook and line tags to each
16 person holding or applying for a fishing license or a sports license if the person
17 intends to possess a lake sturgeon taken by hook and line in the waters of the state.

18 (c) *Tagging requirement.* Any person having taken a lake sturgeon by means
19 of a hook and line shall immediately attach a current, validated sturgeon hook and
20 line tag issued to that person to the tail of the sturgeon. No person may possess,
21 control, store, or transport a lake sturgeon carcass unless it is tagged as required
22 under this paragraph.

23 (d) *License requirement.* Any person fishing for lake sturgeon shall hold a
24 license authorizing the fishing or shall be exempt from holding such a license under
25 s. 29.219 (1) (b) 1. or 2. or 29.228 (1) (b).

1 (e) *Use of moneys from fees.* The department shall deposit the receipts from the
2 sale of sturgeon hook and line tags issued under this subsection into the conservation
3 fund and shall credit these receipts to the appropriation account under s. 20.370 (4)
4 (ky).

5 **SECTION 22.** 29.229 (2) (k) of the statutes is created to read:

6 29.229 (2) (k) Sturgeon hook and line tags.

7 **SECTION 23.** 29.229 (5) of the statutes is amended to read:

8 29.229 (5) RESTRICTIONS ON APPROVALS. A person who is fishing under the
9 authority of an approval issued under this section shall be subject to the same
10 conditions, limitations, and restrictions as are imposed on the equivalent approval
11 issued under ~~s. ss. 29.191 (4),~~ 29.219, 29.228, 29.2285 (1), and 29.231, including bag
12 limits, size limits, rest days, and closed seasons.

13 **SECTION 24.** 29.2295 (2) (m) of the statutes is created to read:

14 29.2295 (2) (m) Sturgeon hook and line tags.

15 **SECTION 25.** 29.235 (2) of the statutes is amended to read:

16 29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES.

17 A resident conservation patron license confers upon the licensee all the combined
18 privileges conferred by a resident small game hunting license, a resident deer
19 hunting license, a resident wild turkey hunting license, a resident archer hunting
20 license, a waterfowl hunting stamp, a pheasant hunting stamp, a grouse and
21 woodcock hunting stamp, a wild turkey hunting stamp, a resident annual fishing
22 license, an inland waters trout stamp, a Great Lakes trout and salmon stamp, a
23 sturgeon hook and line tag, and a trapping license.

24 **SECTION 26.** 29.235 (2m) of the statutes is amended to read:

1 29.235 (2m) AUTHORIZATION; NONRESIDENT HUNTING AND FISHING PRIVILEGES. A
2 nonresident conservation patron license confers upon the licensee all the combined
3 privileges conferred by a nonresident small game hunting license, a nonresident deer
4 hunting license, a nonresident wild turkey hunting license, a nonresident archer
5 hunting license, a waterfowl hunting stamp, a pheasant hunting stamp, a grouse and
6 woodcock hunting stamp, a wild turkey hunting stamp, a nonresident annual fishing
7 license, an inland waters trout stamp, and a Great Lakes trout and salmon stamp,
8 and a sturgeon hook and line tag.

9 **SECTION 27.** 29.401 (2m) of the statutes is amended to read:

10 29.401 (2m) The department may not promulgate or enforce a rule that
11 prohibits persons from possessing barbed hooks while fishing for trout in inland
12 trout waters, as defined in s. 29.191 (4) 29.2285 (1) (a), during the period beginning
13 on January 1 and ending on the Friday immediately preceding the first Saturday in
14 the following May.

15 **SECTION 28.** 29.559 (1) (c) of the statutes is created to read:

16 29.559 (1) (c) Any person, including the department, who issues a wild turkey
17 hunting tag under s. 29.164 (4) (b) or a sturgeon hook and line tag under s. 29.2285
18 (3) (b) shall collect, in addition to the statutory fee, and issuing fee for each tag that
19 the person is issued. A person appointed under s. 29.024 (6) (a) 2., 3., or 4. may retain
20 15 cents for each issuing fee of each tag to compensate for services in issuing the tag.

21 **SECTION 29.** 29.563 (2) (a) 1. of the statutes is amended to read:

22 29.563 (2) (a) 1. Small game: ~~\$14.25~~ \$17.25.

23 **SECTION 30.** 29.563 (2) (a) 2. of the statutes is amended to read:

24 29.563 (2) (a) 2. Small game issued to a resident senior citizen: ~~\$6.25~~ \$7.25.

25 **SECTION 31.** 29.563 (2) (a) 4. of the statutes is amended to read:

1 29.563 (2) (a) 4. Small game issued to 12-year-olds to 17-year-olds: ~~\$7.25~~
2 \$6.25.

3 **SECTION 32.** 29.563 (2) (a) 5. of the statutes is amended to read:

4 29.563 (2) (a) 5. Deer: ~~\$18.25~~ \$29.25.

5 **SECTION 33.** 29.563 (2) (a) 5m. of the statutes is amended to read:

6 29.563 (2) (a) 5m. Elk: ~~\$43.25~~ \$42.25.

7 **SECTION 34.** 29.563 (2) (a) 6. of the statutes is amended to read:

8 29.563 (2) (a) 6. Class A bear: ~~\$43.25~~ \$46.25.

9 **SECTION 35.** 29.563 (2) (a) 7. of the statutes is amended to read:

10 29.563 (2) (a) 7. Class B bear: ~~\$12.25~~ \$11.25.

11 **SECTION 36.** 29.563 (2) (a) 8. of the statutes is amended to read:

12 29.563 (2) (a) 8. Archer: ~~\$18.25~~ \$29.25.

13 **SECTION 37.** 29.563 (2) (a) 9. of the statutes is amended to read:

14 29.563 (2) (a) 9. Wild turkey: ~~\$11.25~~ \$12.25.

15 **SECTION 38.** 29.563 (2) (b) 1. of the statutes is amended to read:

16 29.563 (2) (b) 1. Annual small game: ~~\$78.25~~ \$77.25.

17 **SECTION 39.** 29.563 (2) (b) 2. of the statutes is amended to read:

18 29.563 (2) (b) 2. Five-day small game: ~~\$48.25~~ \$47.25.

19 **SECTION 40.** 29.563 (2) (b) 3. of the statutes is amended to read:

20 29.563 (2) (b) 3. Deer: ~~\$158.25~~ \$157.25.

21 **SECTION 41.** 29.563 (2) (b) 3m. of the statutes is amended to read:

22 29.563 (2) (b) 3m. Elk: ~~\$249.25~~ \$248.25.

23 **SECTION 42.** 29.563 (2) (b) 4. of the statutes is amended to read:

24 29.563 (2) (b) 4. Class A bear: ~~\$249.25~~ \$248.25.

25 **SECTION 43.** 29.563 (2) (b) 5. of the statutes is amended to read:

1 29.563 (2) (b) 5. Class B bear: ~~\$108.25~~ \$107.25.

2 **SECTION 44.** 29.563 (2) (b) 6. of the statutes is amended to read:

3 29.563 (2) (b) 6. Archer: ~~\$158.25~~ \$157.25.

4 **SECTION 45.** 29.563 (2) (b) 7. of the statutes is amended to read:

5 29.563 (2) (b) 7. Fur-bearing animal: ~~\$158.25~~ \$157.25.

6 **SECTION 46.** 29.563 (2) (b) 8. of the statutes is amended to read:

7 29.563 (2) (b) 8. Wild turkey: ~~\$58.25~~ \$57.25.

8 **SECTION 47.** 29.563 (2) (e) 2. of the statutes is amended to read:

9 29.563 (2) (e) 2. Pheasant: ~~\$7~~ \$9.75.

10 **SECTION 48.** 29.563 (2) (e) 3. of the statutes is amended to read:

11 29.563 (2) (e) 3. Waterfowl: ~~\$6.75~~ \$9.75.

12 **SECTION 49.** 29.563 (2) (e) 4. of the statutes is created to read:

13 29.563 (2) (e) 4. Grouse and woodcock. \$9.75.

14 **SECTION 50.** 29.563 (2) (f) of the statutes is created to read:

15 29.563 (2) (f) *Resident tags*. Each additional wild turkey hunting tag issued
16 to a resident under s. 29.164 (4) (b): \$9.75.

17 **SECTION 51.** 29.563 (2) (g) of the statutes is created to read:

18 29.563 (2) (g) *Nonresident tags*. Each additional wild turkey hunting tag
19 issued to a nonresident under s. 29.164 (4) (b): \$14.75.

20 **SECTION 52.** 29.563 (3) (a) 1. of the statutes is amended to read:

21 29.563 (3) (a) 1. Annual: ~~\$16.25~~ \$19.25.

22 **SECTION 53.** 29.563 (3) (a) 2. of the statutes is amended to read:

23 29.563 (3) (a) 2. Annual fishing issued to a resident senior citizen: ~~\$6.25~~ \$9.25.

24 **SECTION 54.** 29.563 (3) (a) 3. of the statutes is amended to read:

25 29.563 (3) (a) 3. Husband and wife: ~~\$28.25~~ \$34.25.

SECTION 55. 29.563 (3) (a) 7. of the statutes is amended to read:

29.563 (3) (a) 7. Annual or temporary fishing issued to a disabled person under s. 29.193 (3) (a) or (b) or (3m): ~~\$6.25~~ \$9.25.

SECTION 56. 29.563 (3) (c) 1. of the statutes is amended to read:

29.563 (3) (c) 1. Inland waters trout: ~~\$7~~ \$9.75.

SECTION 57. 29.563 (3) (cm) of the statutes is created to read:

29.563 (3) (cm) *Tags.* 1. Sturgeon hook and line issued to a resident: \$19.75.

2. Sturgeon hook and line issued to nonresident: \$49.75.

SECTION 58. 29.563 (4) (a) 1. of the statutes is amended to read:

29.563 (4) (a) 1. Sports: ~~\$43.25~~ \$61.25 or a greater amount at the applicant's option.

SECTION 59. 29.563 (4) (a) 2. of the statutes is amended to read:

29.563 (4) (a) 2. Conservation patron: ~~\$137.25~~ \$135.25 or a greater amount at the applicant's option.

SECTION 60. 29.563 (4) (b) 1. of the statutes is amended to read:

29.563 (4) (b) 1. Sports: ~~\$273.25~~ \$272.25 or a greater amount at the applicant's option.

SECTION 61. 29.563 (4) (b) 2. of the statutes is amended to read:

29.563 (4) (b) 2. Conservation patron: ~~\$597.25~~ \$595.25 or a greater amount at the applicant's option.

SECTION 62. 29.563 (12) (a) 1. of the statutes is amended to read:

29.563 (12) (a) 1. Deer: ~~\$12.25~~ \$14.25.

SECTION 63. 29.563 (12) (a) 2. of the statutes is amended to read:

29.563 (12) (a) 2. Archer, sports or conservation patron: ~~\$12.25~~ \$14.25 if deer tags are included; ~~\$9.25~~ \$11.25 after open season and deer tags are not included.

1 **SECTION 64.** 29.563 (12) (a) 3. of the statutes is amended to read:

2 29.563 (12) (a) 3. Other hunting: ~~\$7.25~~ \$9.25.

3 **SECTION 65.** 29.563 (13) (a) of the statutes is amended to read:

4 29.563 (13) (a) *Surcharge generally.* The surcharge for approvals listed under
5 subs. (2) (a) 1., 2. and 4. to 9. and (b) 1. to 8. and (4) (a) 1. and 1m. and (b) 1. and 1m.
6 is ~~\$1 ~~2.50~~~~ ^{\$2} and shall be added to the fee specified for these approvals under subs. (2)
7 and (4).

8 **SECTION 66.** 29.563 (13) (b) of the statutes is amended to read:

9 29.563 (13) (b) *Surcharge for conservation patron license.* The surcharge for
10 licenses listed under sub. (4) (a) 2. and 2m. and (b) 2. and 2m. is ~~\$2~~ \$4 and shall be
11 added to the fee specified for these approvals under sub. (4).

12 **SECTION 67.** 29.563 (14) (c) 6. of the statutes is created to read:

13 29.563 (14) (c) 6. Each wild turkey hunting tag issued under s. 29.164 (4) (b)
14 or sturgeon hook and line tag issued under s. 29.2285 (3) (b): 25 cents.

15 **SECTION 68.** 70.111 (3m) of the statutes is amended to read:

16 70.111 (3m) **CHARTER SPORT FISHING BOATS.** Motorboats, and the equipment
17 used on them, which are regularly employed in carrying persons for hire for sport
18 fishing in and upon the outlying waters, as defined in s. 29.001 (63), and the rivers
19 and tributaries specified in s. ~~29.191 (5)~~ 29.2285 (2) (a) 1. and 2. if the owner and all
20 operators are licensed under s. 29.512 or under s. 29.514 or both and by the U.S. coast
21 guard to operate the boat for that purpose.

22 **SECTION 9135. Nonstatutory provisions; natural resources.**

23 (1) **TURKEY HUNTING APPROVALS; RULES.** Using the procedure under section
24 227.24 of the statutes, the department of natural resources may promulgate rules
25 implementing section 29.164 of the statutes, as affected by this act, for the period

1 before the date on which permanent rules take effect, but not to exceed the period
2 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
3 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of natural
4 resources is not required to provide evidence that promulgating a rule under this
5 subsection as an emergency rule is necessary for the preservation of the public peace,
6 health, safety, or welfare and is not required to provide a finding of emergency for a
7 rule promulgated under this subsection.

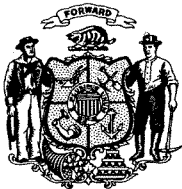
8 **SECTION 9435. Effective dates; natural resources.**

9 (1) TURKEY HUNTING APPROVALS. The treatment of sections 29.164 (title), (2) (c)
10 2., (3) (e), (4) (title) and (b), 29.559 (1) (c), 29.563 (2) (f) and (g) and (14) (c) 6. of the
11 statutes, the renumbering and amendment of section 29.164 (3) (a) of the statutes,
12 and the creation of section 29.164 (3) (a) 2. of the statutes take effect on March 1,
13 2006.

14 (2) GROUSE AND WOODCOCK HUNTING STAMP. The treatment of sections 20.370 (1)
15 (hx), 29.024 (10), 29.191 (3), 29.235 (2) and (2m), and 29.563 (2) (e) 4. of the statutes
16 takes effect on March 1, 2006.

17 (3) STURGEON HOOK AND LINE TAGS. The treatment of sections 20.370 (4) (ku),
18 (kv), and (ky), 29.191 (title), (4), and (5), 29.219 (3) (b), 29.228 (7) (b), 29.2285 (title)
19 and (3), 29.229 (2) (k) and (5), 29.2295 (2) (m), 29.235 (2) and (2m), 29.401 (2m),
20 29.559 (1) (c), 29.563 (3) (cm) and (14) (c) 6., and 70.111 (3m) of the statutes takes
21 effect on March 1, 2006.

22 (END)



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1258/5

MGG:wlj:jf

DOA:.....Statz, BB0314 - Increase in hunting and fishing fees and approval changes

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

This bill increases the fees for the following fish and game licenses by \$6 or more: resident deer hunting licenses, resident archer hunting licenses, resident sports licenses, and husband and wife resident fishing licenses. A resident sports licence is a combination license that includes the privileges of resident deer, small game, and fishing licenses. A husband and wife resident fishing license confers the privileges of an annual resident fishing license on a married couple who are residents. The bill increases or decreases the fees for other fish and hunting licenses and stamps and for duplicates of certain licenses by \$3 or less.

The bill also increases the wildlife damage surcharge, which is added to the base fee for most hunting licenses, from \$1 to \$2. The bill increases the wildlife damage surcharge that is issued for conservation patron licenses from \$2 to \$4. The wildlife damage surcharge is generally used for the funding of the wildlife damage program that compensates farmers for damages caused by deer, geese, bear, and turkey. A conservation patron license is a combination license that includes the privileges under a sports license, plus additional privileges authorized by fishing and hunting licenses and stamps. For residents, it also includes the privileges of a trapping license.

Under current law, no person may hunt waterfowl or pheasant without a license authorizing the hunting of small game (underlying license) that is issued by DNR and a waterfowl or pheasant hunting stamp, also issued by DNR, which is attached to or imprinted on the license. DNR charges a fee for both the hunting license and the stamp. This bill creates a grouse and woodcock hunting stamp which, with certain exceptions, must be attached to, or imprinted on, the underlying license in order for a person to hunt ruffed grouse or woodcock. The bill establishes a fee for this stamp. The moneys received by DNR from these fees is appropriated for the development and management of the ruffed grouse and woodcock populations within the state.

The bill requires that lake sturgeon that are taken by hook and line, instead of by spearing, be tagged with a sturgeon hook and line tag issued by DNR. The bill establishes a fee for this tag. The moneys received by DNR from these fees is appropriated for managing the lake sturgeon fishery in inland lakes.

Holders of conservation patron licenses are not required to purchase grouse and woodcock hunting stamps or sturgeon hook and line tags.

Under current law, DNR issues wild turkey hunting licenses and tags according to a cumulative preference system. Under the system, priority is given to license applicants based on residency, land ownership, and the receipt of licenses for earlier seasons. One tag is issued for each license. Before using the preference system, DNR allocates a certain number of wild turkey hunting tags for each wild turkey hunting zone that it establishes and for certain time periods it establishes during the wild turkey hunting seasons. Applicants apply for a specific zone or specific time period and the preference system is used separately in each zone and for each time period. In a zone where or for a time period when the number of applicants does not exceed the number of tags available and there are surplus tags, the bill authorizes DNR to issue these surplus tags. The bill establishes a fee for these tags.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 20.370 (1) (hx) of the statutes is created to read:

2 20.370 (1) (hx) *Grouse and woodcock restoration.* All moneys received under
3 s. 29.191 (3) (c) for developing, managing, preserving, restoring, and maintaining the
4 wild ruffed grouse and woodcock population in the state.

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5 **SECTION 2.** 20.370 (4) (ku) of the statutes is amended to read:

1 20.370 (4) (ku) *Great Lakes trout and salmon*. All moneys received under ss.
2 ~~29.191 (5)~~, 29.219 (3) (c) and, 29.228 (7) (c), and 29.2285 (2) to provide additional
3 funding for the trout and salmon rearing and stocking program for outlying waters
4 and to administer s. 29.191 (5).

5 **SECTION 3.** 20.370 (4) (kv) of the statutes is amended to read:

6 20.370 (4) (kv) *Trout habitat improvement*. All moneys received under s. ~~29.191~~
7 ~~(4)~~ 29.2285 (1) for improving and maintaining trout habitat in inland trout waters,
8 for conducting trout surveys in inland trout waters and for administering that
9 section.

10 **SECTION 4.** 20.370 (4) (ky) of the statutes is created to read:

11 20.370 (4) (ky) *Sturgeon stock and habitat*. All moneys received under s.
12 29.2285 (3) for assessing and managing the lake sturgeon stock and fishery in inland
13 waters, as defined in s. 29.001 (45), for improving and maintaining lake sturgeon
14 habitat in those inland waters, and for administering s. 29.2285 (3).

 ****NOTE: This SECTION involves a change in an appropriation that must be
 reflected in the revised schedule in s. 20.005, stats.

15 **SECTION 5.** 29.024 (10) of the statutes is amended to read:

16 29.024 (10) STAMPS; ARTWORK. The department may design and produce
17 waterfowl hunting stamps, pheasant hunting stamps, grouse and woodcock hunting
18 stamps, wild turkey hunting stamps, inland waters trout stamps and Great Lakes
19 trout and salmon stamps. The department may select artwork for stamps through
20 a contest or otherwise may acquire original artwork for stamps.

21 **SECTION 6.** 29.164 (title) of the statutes is amended to read:

22 **29.164 (title) Wild turkey hunting license approvals.**

23 **SECTION 7.** 29.164 (2) (c) 2. of the statutes is amended to read:

1 29.164 (2) (c) 2. If the department establishes a wild turkey hunting zone where
2 or a season time period during which wild turkey hunting is permitted, no person
3 may hunt wild turkeys in that wild turkey hunting zone or during that season time
4 period unless the person has a wild turkey hunting license ~~that is valid for that zone~~
5 ~~and that has a valid wild turkey hunting stamp attached or imprinted in the manner~~
6 ~~required by the rule promulgated under s. 29.024 (5) (a) 3~~ as required under subd.
7 1. and unless the person has a wild turkey hunting tag that is valid for that zone and
8 that time period.

9 **SECTION 8.** 29.164 (3) (a) of the statutes is renumbered 29.164 (3) (a) 1. and
10 amended to read:

11 29.164 (3) (a) 1. If the department requires wild turkey hunting licenses under
12 sub. (2) (a) and the number of applications for wild turkey hunting licenses tags for
13 a given wild turkey hunting zone or a given wild turkey hunting season time period
14 exceeds the number of available wild turkey hunting licenses tags allocated by the
15 department for that zone or that season time period, the department shall issue wild
16 turkey hunting licenses and tags for that zone or that season time period according
17 to the cumulative preference system under this subsection.

18 **SECTION 9.** 29.164 (3) (a) 2. of the statutes is created to read:

19 29.164 (3) (a) 2. If the department requires wild turkey hunting licenses under
20 sub. (2) (a) and the number of applications for wild turkey hunting tags for a given
21 wild turkey hunting zone or a given wild turkey hunting season time period does not
22 exceed the number of available wild turkey hunting tags allocated by the department
23 for that zone or that season time period, the department shall issue a wild turkey
24 hunting license and tag to each applicant.

25 **SECTION 10.** 29.164 (3) (e) of the statutes is amended to read:

1 29.164 (3) (e) *Notification; issuance; payment.* The department shall issue a
2 notice of approval to those qualified applicants selected to receive a wild turkey
3 hunting license and tag under par. (a). A person who receives a notice of approval
4 and who pays the license fee in the manner required by the department shall be
5 issued a wild turkey hunting license and tag. The department may not charge a fee
6 for a tag that is issued under this paragraph.

7 **SECTION 11.** 29.164 (4) (title) of the statutes is amended to read:

8 29.164 (4) (title) WILD TURKEY HUNTING STAMPS; ADDITIONAL TAGS.

9 **SECTION 12.** 29.164 (4) (b) of the statutes is repealed and recreated to read:

10 29.164 (4) (b) *Additional tags.* The department may issue the wild turkey
11 hunting tags that were allocated for a given wild turkey hunting zone or season time
12 period under sub. (3) (a) 2. but that were not issued. The department shall charge
13 the fee specified in s. 29.563 (2) (f) or (g) for each of these additional tags. The
14 issuance of a tag under this paragraph does not affect the priority that the person
15 receiving the tag may have under the cumulative preference system.

16 **SECTION 13.** 29.191 (title) of the statutes is repealed and recreated to read:

17 **29.191 (title) Hunting stamps.**

18 **SECTION 14.** 29.191 (3) of the statutes is created to read:

19 29.191 (3) GROUSE AND WOODCOCK HUNTING STAMP. (a) *Requirement.* 1. Except
20 as provided in subd. 2., no person may hunt ruffed grouse or woodcock unless he or
21 she has a valid conservation patron license, or has a valid grouse and woodcock
22 hunting stamp that, in the manner required by the rule promulgated under s. 29.024
23 (5) (a) 3., is attached to or imprinted on the person's hunting license that authorizes
24 the hunting of small game or to the person's sports license.

1 2. Any person who is exempt from the requirement to have a license
2 authorizing the hunting of small game or who is not required to pay a fee for a license
3 authorizing the hunting of small game is exempt from the requirement under subd.
4 1.

5 (b) *Issuance.* The grouse and woodcock hunting stamp shall be issued by the
6 department subject to s. 29.024.

7 (c) *Use of moneys from fees.* The fees collected under this subsection shall be
8 credited to the appropriation under s. 20.370 (1) (hx).

9 **SECTION 15.** 29.191 (4) of the statutes is renumbered 29.2285 (1).

10 **SECTION 16.** 29.191 (5) of the statutes is renumbered 29.2285 (2).

11 **SECTION 17.** 29.192 (4) of the statutes is amended to read:

12 29.192 (4) If the department decides to limit the number of ~~hunters or trappers~~
13 persons taking Canada geese, sharp-tailed grouse, fishers, otters, bobcats or
14 sturgeon by issuing permits and if the number of persons seeking the permits
15 exceeds the number of available permits, the department shall issue the permits
16 according to a cumulative preference system established by the department. The
17 department shall give a preference point to each applicant for each previous season
18 for which the applicant applied but was not issued a permit. The system shall
19 establish preference categories for these applicants, with higher priority given to
20 those categories with more points than those with fewer points. Applicants who fail
21 to apply at least once during any 3 consecutive years shall lose all previously
22 accumulated preference points. If the number of applicants within a preference
23 category or a subcategory exceeds the number of permits available in the category
24 or subcategory, the department shall select at random within the category or
25 subcategory the applicants to be issued the permits.

1 **SECTION 18.** 29.219 (3) (b) of the statutes is amended to read:

2 29.219 (3) (b) *Authorization.* Unless otherwise specifically prohibited, a
3 resident 2-day sports fishing license only authorizes fishing in outlying trout and
4 salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

5 **SECTION 19.** 29.228 (7) (b) of the statutes is amended to read:

6 29.228 (7) (b) *Authorization.* Unless otherwise specifically prohibited, a
7 nonresident 2-day sports fishing license only authorizes fishing in outlying trout
8 and salmon waters, as defined in s. ~~29.191 (5)~~ 29.2285 (2) (a).

9 **SECTION 20.** 29.2285 (title) of the statutes is created to read:

10 **29.2285 (title) Fishing stamps and tags.**

11 **SECTION 21.** 29.2285 (3) of the statutes is created to read:

12 29.2285 (3) **STURGEON HOOK AND LINE TAGS.** (a) *Requirement.* No person may
13 possess a lake sturgeon taken by hook and line from the waters of the state unless
14 he or she is issued one or more sturgeon hook and line tags.

15 (b) *Issuance.* The department shall issue sturgeon hook and line tags to each
16 person holding or applying for a fishing license or a sports license if the person
17 intends to possess a lake sturgeon taken by hook and line in the waters of the state.

18 (c) *Tagging requirement.* Any person having taken a lake sturgeon by means
19 of a hook and line shall immediately attach a current, validated sturgeon hook and
20 line tag issued to that person to the tail of the sturgeon. No person may possess,
21 control, store, or transport a lake sturgeon carcass unless it is tagged as required
22 under this paragraph.

23 (d) *License requirement.* Any person fishing for lake sturgeon shall hold a
24 license authorizing the fishing or shall be exempt from holding such a license under
25 s. 29.219 (1) (b) 1. or 2. or 29.228 (1) (b).

(e) *Use of moneys from fees.* The department shall deposit the receipts from the sale of sturgeon hook and line tags issued under this subsection into the conservation fund and shall credit these receipts to the appropriation account under s. 20.370 (4) (ky).

SECTION 22. 29.229 (2) (k) of the statutes is created to read:

29.229 (2) (k) Sturgeon hook and line tags.

SECTION 23. 29.229 (5) of the statutes is amended to read:

29.229 (5) RESTRICTIONS ON APPROVALS. A person who is fishing under the authority of an approval issued under this section shall be subject to the same conditions, limitations, and restrictions as are imposed on the equivalent approval issued under ~~s. ss. 29.191 (4), 29.219, 29.228, 29.2285 (1), and 29.231~~, including bag limits, size limits, rest days, and closed seasons.

SECTION 24. 29.2295 (2) (m) of the statutes is created to read:

29.2295 (2) (m) Sturgeon hook and line tags.

SECTION 25. 29.235 (2) of the statutes is amended to read:

29.235 (2) AUTHORIZATION; RESIDENT HUNTING, FISHING, AND TRAPPING PRIVILEGES.

A resident conservation patron license confers upon the licensee all the combined privileges conferred by a resident small game hunting license, a resident deer hunting license, a resident wild turkey hunting license, a resident archer hunting license, a waterfowl hunting stamp, a pheasant hunting stamp, a grouse and woodcock hunting stamp, a wild turkey hunting stamp, a resident annual fishing license, an inland waters trout stamp, a Great Lakes trout and salmon stamp, a sturgeon hook and line tag, and a trapping license.

SECTION 26. 29.235 (2m) of the statutes is amended to read:

1 29.235 (2m) AUTHORIZATION; NONRESIDENT HUNTING AND FISHING PRIVILEGES. A
2 nonresident conservation patron license confers upon the licensee all the combined
3 privileges conferred by a nonresident small game hunting license, a nonresident deer
4 hunting license, a nonresident wild turkey hunting license, a nonresident archer
5 hunting license, a waterfowl hunting stamp, a pheasant hunting stamp, a grouse and
6 woodcock hunting stamp, a wild turkey hunting stamp, a nonresident annual fishing
7 license, an inland waters trout stamp, and a Great Lakes trout and salmon stamp,
8 and a sturgeon hook and line tag.

9 SECTION 27. 29.401 (2m) of the statutes is amended to read:

10 29.401 (2m) The department may not promulgate or enforce a rule that
11 prohibits persons from possessing barbed hooks while fishing for trout in inland
12 trout waters, as defined in s. ~~29.191 (4)~~ 29.2285 (1) (a), during the period beginning
13 on January 1 and ending on the Friday immediately preceding the first Saturday in
14 the following May.

15 SECTION 28. 29.559 (1) (c) of the statutes is created to read:

16 29.559 (1) (c) Any person, including the department, who issues a wild turkey
17 hunting tag under s. 29.164 (4) (b) or a sturgeon hook and line tag under s. 29.2285
18 (3) (b) shall collect, in addition to the statutory fee, and issuing fee for each tag that
19 the person is issued. A person appointed under s. 29.024 (6) (a) 2., 3., or 4. may retain
20 15 cents for each issuing fee of each tag to compensate for services in issuing the tag.

21 SECTION 29. 29.563 (2) (a) 1. of the statutes is amended to read:

22 29.563 (2) (a) 1. Small game: ~~\$14.25~~ \$17.25.

23 SECTION 30. 29.563 (2) (a) 2. of the statutes is amended to read:

24 29.563 (2) (a) 2. Small game issued to a resident senior citizen: ~~\$6.25~~ \$7.25.

25 SECTION 31. 29.563 (2) (a) 4. of the statutes is amended to read:

1 29.563 (2) (a) 4. Small game issued to 12-year-olds to 17-year-olds: ~~\$7.25~~
2 \$6.25.

3 **SECTION 32.** 29.563 (2) (a) 5. of the statutes is amended to read:

4 29.563 (2) (a) 5. Deer: ~~\$18.25~~ \$29.25.

5 **SECTION 33.** 29.563 (2) (a) 5m. of the statutes is amended to read:

6 29.563 (2) (a) 5m. Elk: ~~\$43.25~~ \$42.25.

7 **SECTION 34.** 29.563 (2) (a) 6. of the statutes is amended to read:

8 29.563 (2) (a) 6. Class A bear: ~~\$43.25~~ \$46.25.

9 **SECTION 35.** 29.563 (2) (a) 7. of the statutes is amended to read:

10 29.563 (2) (a) 7. Class B bear: ~~\$12.25~~ \$11.25.

11 **SECTION 36.** 29.563 (2) (a) 8. of the statutes is amended to read:

12 29.563 (2) (a) 8. Archer: ~~\$18.25~~ \$29.25.

13 **SECTION 37.** 29.563 (2) (a) 9. of the statutes is amended to read:

14 29.563 (2) (a) 9. Wild turkey: ~~\$11.25~~ \$12.25.

15 **SECTION 38.** 29.563 (2) (b) 1. of the statutes is amended to read:

16 29.563 (2) (b) 1. Annual small game: ~~\$78.25~~ \$77.25.

17 **SECTION 39.** 29.563 (2) (b) 2. of the statutes is amended to read:

18 29.563 (2) (b) 2. Five-day small game: ~~\$48.25~~ \$47.25.

19 **SECTION 40.** 29.563 (2) (b) 3. of the statutes is amended to read:

20 29.563 (2) (b) 3. Deer: ~~\$158.25~~ \$157.25.

21 **SECTION 41.** 29.563 (2) (b) 3m. of the statutes is amended to read:

22 29.563 (2) (b) 3m. Elk: ~~\$249.25~~ \$248.25.

23 **SECTION 42.** 29.563 (2) (b) 4. of the statutes is amended to read:

24 29.563 (2) (b) 4. Class A bear: ~~\$249.25~~ \$248.25.

25 **SECTION 43.** 29.563 (2) (b) 5. of the statutes is amended to read:

1 29.563 (2) (b) 5. Class B bear: ~~\$108.25~~ \$107.25.

2 **SECTION 44.** 29.563 (2) (b) 6. of the statutes is amended to read:

3 29.563 (2) (b) 6. Archer: ~~\$158.25~~ \$157.25.

4 **SECTION 45.** 29.563 (2) (b) 7. of the statutes is amended to read:

5 29.563 (2) (b) 7. Fur-bearing animal: ~~\$158.25~~ \$157.25.

6 **SECTION 46.** 29.563 (2) (b) 8. of the statutes is amended to read:

7 29.563 (2) (b) 8. Wild turkey: ~~\$58.25~~ \$57.25.

8 **SECTION 47.** 29.563 (2) (e) 2. of the statutes is amended to read:

9 29.563 (2) (e) 2. Pheasant: ~~\$7~~ \$9.75.

10 **SECTION 48.** 29.563 (2) (e) 3. of the statutes is amended to read:

11 29.563 (2) (e) 3. Waterfowl: ~~\$6.75~~ \$9.75.

12 **SECTION 49.** 29.563 (2) (e) 4. of the statutes is created to read:

13 29.563 (2) (e) 4. Grouse and woodcock. \$9.75.

14 **SECTION 50.** 29.563 (2) (f) of the statutes is created to read:

15 29.563 (2) (f) *Resident tags*. Each additional wild turkey hunting tag issued
16 to a resident under s. 29.164 (4) (b): \$9.75.

17 **SECTION 51.** 29.563 (2) (g) of the statutes is created to read:

18 29.563 (2) (g) *Nonresident tags*. Each additional wild turkey hunting tag
19 issued to a nonresident under s. 29.164 (4) (b): \$14.75.

20 **SECTION 52.** 29.563 (3) (a) 1. of the statutes is amended to read:

21 29.563 (3) (a) 1. Annual: ~~\$16.25~~ \$19.25.

22 **SECTION 53.** 29.563 (3) (a) 2. of the statutes is amended to read:

23 29.563 (3) (a) 2. Annual fishing issued to a resident senior citizen: ~~\$6.25~~ \$9.25.

24 **SECTION 54.** 29.563 (3) (a) 3. of the statutes is amended to read:

25 29.563 (3) (a) 3. Husband and wife: ~~\$28.25~~ \$34.25.

SECTION 55. 29.563 (3) (a) 7. of the statutes is amended to read:

29.563 (3) (a) 7. Annual or temporary fishing issued to a disabled person under s. 29.193 (3) (a) or (b) or (3m): ~~\$6.25~~ \$9.25.

SECTION 56. 29.563 (3) (c) 1. of the statutes is amended to read:

29.563 (3) (c) 1. Inland waters trout: ~~\$7~~ \$9.75.

SECTION 57. 29.563 (3) (cm) of the statutes is created to read:

29.563 (3) (cm) *Tags*. 1. Sturgeon hook and line issued to a resident: \$19.75.

2. Sturgeon hook and line issued to nonresident: \$49.75.

SECTION 58. 29.563 (4) (a) 1. of the statutes is amended to read:

29.563 (4) (a) 1. Sports: ~~\$43.25~~ \$61.25 or a greater amount at the applicant's option.

SECTION 59. 29.563 (4) (a) 2. of the statutes is amended to read:

29.563 (4) (a) 2. Conservation patron: ~~\$137.25~~ \$135.25 or a greater amount at the applicant's option.

SECTION 60. 29.563 (4) (b) 1. of the statutes is amended to read:

29.563 (4) (b) 1. Sports: ~~\$273.25~~ \$272.25 or a greater amount at the applicant's option.

SECTION 61. 29.563 (4) (b) 2. of the statutes is amended to read:

29.563 (4) (b) 2. Conservation patron: ~~\$597.25~~ \$595.25 or a greater amount at the applicant's option.

SECTION 62. 29.563 (12) (a) 1. of the statutes is amended to read:

29.563 (12) (a) 1. Deer: ~~\$12.25~~ \$14.25.

SECTION 63. 29.563 (12) (a) 2. of the statutes is amended to read:

29.563 (12) (a) 2. Archer, sports or conservation patron: ~~\$12.25~~ \$14.25 if deer tags are included; ~~\$9.25~~ \$11.25 after open season and deer tags are not included.

1 **SECTION 64.** 29.563 (12) (a) 3. of the statutes is amended to read:

2 29.563 (12) (a) 3. Other hunting: ~~\$7.25~~ \$9.25.

3 **SECTION 65.** 29.563 (13) (a) of the statutes is amended to read:

4 29.563 (13) (a) *Surcharge generally.* The surcharge for approvals listed under
5 subs. (2) (a) 1., 2. and 4. to 9. and (b) 1. to 8. and (4) (a) 1. and 1m. and (b) 1. and 1m.
6 is ~~\$1~~ \$2 and shall be added to the fee specified for these approvals under subs. (2) and
7 (4).

8 **SECTION 66.** 29.563 (13) (b) of the statutes is amended to read:

9 29.563 (13) (b) *Surcharge for conservation patron license.* The surcharge for
10 licenses listed under sub. (4) (a) 2. and 2m. and (b) 2. and 2m. is ~~\$2~~ \$4 and shall be
11 added to the fee specified for these approvals under sub. (4).

12 **SECTION 67.** 29.563 (14) (c) 6. of the statutes is created to read:

13 29.563 (14) (c) 6. Each wild turkey hunting tag issued under s. 29.164 (4) (b)
14 or sturgeon hook and line tag issued under s. 29.2285 (3) (b): 25 cents.

15 **SECTION 68.** 70.111 (3m) of the statutes is amended to read:

16 70.111 (3m) CHARTER SPORT FISHING BOATS. Motorboats, and the equipment
17 used on them, which are regularly employed in carrying persons for hire for sport
18 fishing in and upon the outlying waters, as defined in s. 29.001 (63), and the rivers
19 and tributaries specified in s. ~~29.191 (5)~~ 29.2285 (2) (a) 1. and 2. if the owner and all
20 operators are licensed under s. 29.512 or under s. 29.514 or both and by the U.S. coast
21 guard to operate the boat for that purpose.

22 **SECTION 9135. Nonstatutory provisions; natural resources.**

23 (1) TURKEY HUNTING APPROVALS; RULES. Using the procedure under section
24 227.24 of the statutes, the department of natural resources may promulgate rules
25 implementing section 29.164 of the statutes, as affected by this act, for the period

1 before the date on which permanent rules take effect, but not to exceed the period
2 authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding
3 section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of natural
4 resources is not required to provide evidence that promulgating a rule under this
5 subsection as an emergency rule is necessary for the preservation of the public peace,
6 health, safety, or welfare and is not required to provide a finding of emergency for a
7 rule promulgated under this subsection.

8 **SECTION 9435. Effective dates; natural resources.**

9 (1) TURKEY HUNTING APPROVALS. The treatment of sections 29.164 (title), (2) (c)
10 2., (3) (e), (4) (title) and (b), 29.559 (1) (c), 29.563 (2) (f) and (g) and (14) (c) 6. of the
11 statutes, the renumbering and amendment of section 29.164 (3) (a) of the statutes,
12 and the creation of section 29.164 (3) (a) 2. of the statutes take effect on March 1,
13 2006.

14 (2) GROUSE AND WOODCOCK HUNTING STAMP. The treatment of sections 20.370 (1)
15 (hx), 29.024 (10), 29.191 (3), 29.235 (2) and (2m), and 29.563 (2) (e) 4. of the statutes
16 takes effect on March 1, 2006.

17 (3) STURGEON HOOK AND LINE TAGS. The treatment of sections 20.370 (4) (ku),
18 (kv), and (ky), 29.191 (title), (4), and (5), 29.219 (3) (b), 29.228 (7) (b), 29.2285 (title)
19 and (3), 29.229 (2) (k) and (5), 29.2295 (2) (m), 29.235 (2) and (2m), 29.401 (2m),
20 29.559 (1) (c), 29.563 (3) (cm) and (14) (c) 6., and 70.111 (3m) of the statutes takes
21 effect on March 1, 2006.

22 (END)